

USSN: 09/871,223

Attorney Docket No.: 53924US010

**Remarks**

Applicants thank the Examiner for extending to the undersigned attorney the courtesy of a telephonic interview on Tuesday, October 12, 2004. The substance of the interview involved two topics:

1. Applicants requested clarification concerning the current status of claim 26, which had inadvertently initially been submitted as claim 28.
2. Applicants requested clarification concerning the reason for the Final Rejection's assertion that "The Declaration filed on 11/17/2003 under 37 CFR 1.131 has been considered but is ineffective to overcome the Magidson et al. (698) reference."

As to topic 1, the Examiner advised that claim 26 had been renumbered as claim 26 via an Examiner's Amendment, that the claim set submitted by Applicants in their Amendment filed November 17, 2003 correctly reflected the revised numbering, and that a new claim set did not need to be submitted.

As to topic 2, the Examiner advised that a reason had been recorded by the Examiner when he prepared the Final Rejection, but was inadvertently omitted from the completed Final Rejection as mailed to Applicants. The Declaration found to be ineffective was the Declaration under 37 CFR §1.131 of Desmond T. Curran, and the reason for finding the Curran Declaration ineffective was that it lacked a signature by co-inventor Elfed I. Williams. The November 17, 2003 Amendment mentioned that the Curran Declaration had not yet been signed by Mr. Williams but that his signature was being obtained and would be submitted to the USPTO. Applicants submitted an addendum to the Curran declaration signed by Mr. Williams on December 2, 2003. The addendum apparently never made it to the USPTO file. Enclosed is a copy of the December 2, 2003 Facsimile Transmittal Letter, Communication and Addendum Signed by Co-Inventor Elfed I. Williams, along with a copy of the USPTO Auto-Reply Facsimile Transmission acknowledgment. Applicants believe this should resolve any questions concerning the Curran Declaration and should remove Magidson et al. as a reference. The Examiner is encouraged to telephone the undersigned attorney if there are any further questions regarding this application.

USSN: 09/871,223

Attorney Docket No.: 53924US010

Respectfully submitted on behalf of  
3M Innovative Properties Company,



October 12, 2004

David R. Cleveland  
Registration No: 29,524  
612-331-7412 (telephone)  
612-331-7401 (facsimile)

IPLM Group, P.A.  
P.O. Box 18455  
Minneapolis, MN 55418

**All correspondence regarding this application should be directed to:**

**Karl G. Hanson, Esq.  
Office of Intellectual Property Counsel  
3M Innovative Properties Company  
P.O. Box 33427  
St. Paul, Minnesota 55133-3427  
Telephone: (651) 736-7776  
Facsimile: (651) 736-3833**

**This Page is Inserted by IFW Indexing and Scanning  
Operations and is not part of the Official Record**

## **BEST AVAILABLE IMAGES**

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☐ **BLACK BORDERS**
- ☐ **IMAGE CUT OFF AT TOP, BOTTOM OR SIDES**
- ☐ **FADED TEXT OR DRAWING**
- ☐ **BLURRED OR ILLEGIBLE TEXT OR DRAWING**
- ☐ **SKEWED/SLANTED IMAGES**
- ☐ **COLOR OR BLACK AND WHITE PHOTOGRAPHS**
- ☐ **GRAY SCALE DOCUMENTS**
- ☒ **LINES OR MARKS ON ORIGINAL DOCUMENT**
- ☐ **REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY**
- ☐ **OTHER:** \_\_\_\_\_

**IMAGES ARE BEST AVAILABLE COPY.**

**As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.**